

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

THE OTTER PROJECT and
ENVIRONMENTAL DEFENSE CENTER,

Plaintiffs,

v.

KEN SALAZAR, ROWAN GOULD,
UNITED STATES DEPARTMENT OF
THE INTERIOR, UNITED STATES FISH
& WILDLIFE SERVICE,

Defendants,

CALIFORNIA SEA URCHIN
COMMISSION, PETER HALMAY,
HARRY LIQUORNIK, CALIFORNIA
ABALONE ASSOCIATION, SONOMA
COUNTY ABALONE NETWORK,

Intervenor-Defendants.

No. C 09-4610 JW

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME TO
ANSWER FIRST AMENDED
COMPLAINT**

Pursuant to Civil L.R. 6-1(a), 6-2, and 7-12 this Stipulation is entered into by and between Plaintiffs, The Otter Project and Environmental Defense Center, Federal Defendants, Ken Salazar, Secretary of the United States Department of the Interior, Rowan Gould, Acting Stipulation Extending Time to Answer First Amended Complaint

Director of the U.S. Fish & Wildlife Service, the United States Department of the Interior, and the United States Fish & Wildlife Service, and Intervenor-Defendants, California Sea Urchin Commission, Peter Halmay, Harry Liquornik, California Abalone Association, and Sonoma County Abalone Network.

WHEREAS, on May 5, 2010, the Court denied Federal Defendants' motion to dismiss the First Amended Complaint (Doc. No. 42);

WHEREAS, Defendants' Answer to the First Amended Complaint, pursuant to Fed. R. Civ. P. 12(a)(4) and 6(d), would therefore be due May 24, 2010;

WHEREAS, counsel for Federal Defendants will be out of the country on honeymoon from May 14, 2010 to May 26, 2010;

WHEREAS, one previous extension of ten days to answer has been granted, Doc. No. 18;

NOW, THEREFORE, the parties stipulate as follows:

1. Defendants shall answer the First Amended Complaint by June 3, 2010.

May 13, 2010

Respectfully Submitted,

/s/ Linda J. Krop (by LEF as authorized on 5/13/10)

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/s/ Lawson E. Fite
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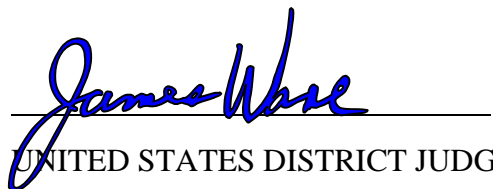
Attorneys for Federal Defendants

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 17, 2010


UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
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THE OTTER PROJECT, et al.,

Plaintiffs,

v.

KEN SALAZAR, et al.,

Defendants,

CALIFORNIA SEA URCHIN
COMMISSION, et al.,

Intervenor-Defendants.

No. C 09-4610 JW

CERTIFICATE OF SERVICE

I hereby certify that on May 13, 2010, I electronically filed the foregoing STIPULATION
EXTENDING TIME TO ANSWER with the Clerk of the Court using the CM/ECF system,
which will send notification of such to the attorneys of record.

/s/ Lawson E. Fite

LAWSON E. FITE